

## RESOLUTION NO. A-\_\_\_\_\_

## SPECIAL PERMIT NO. 638A

1 WHEREAS, Carlos Lake, L.L.C. has submitted an application designated as  
2 Special Permit No. 638A for authority to construct an expanded parking lot in a residential  
3 district on property located at South 55th Street and South Street, and legally described  
4 to wit:

5 Lots 3 through 6, Block 9, Second Addition to Normal located  
6 in the Northeast Quarter of Section 32, Township 10 North,  
7 Range 7 East of the 6th P.M., Lancaster County, Nebraska,  
8 and more particularly described as follows:

9 Beginning at the northwest corner of said Lot 6; thence in a  
10 southerly direction along the west line of said Lot 6, on an  
11 assumed bearing of south 00 degrees 20 minutes 10 seconds  
12 west, for a distance of 141.68 feet to the southwest corner of  
13 said Lot 6; thence south 89 degrees 55 minutes 49 seconds  
14 east, for a distance of 199.56 feet to the southeast corner of  
15 said Lot 3; thence north 00 degrees 00 minutes 44 seconds  
16 west, along the east line of said Lot 3, for a distance of 142.12  
17 feet to the northeast corner of said Lot 3; thence south 89  
18 degrees 56 minutes 36 seconds west, for a distance of 198.70  
19 feet to the point of beginning; said property contains 0.65  
20 acres, more or less;

21 WHEREAS, the real property adjacent to the area included within the site  
22 plan for this expanded parking lot will not be adversely affected; and

23 WHEREAS, said site plan together with the terms and conditions hereinafter  
24 set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal  
25 Code to promote the public health, safety, and general welfare.

26 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of

1 Lincoln, Nebraska:

2 That the application of Carlos Lake, L.L.C., hereinafter referred to as  
3 "Permittee", to construct an expanded parking lot in a residential district, on the property  
4 legally described above, be and the same is hereby granted under the provisions of  
5 Section 27.63.170 of the Lincoln Municipal Code upon condition that construction and  
6 operation of said parking lot be in strict compliance with said application, the site plan, and  
7 the following additional express terms, conditions, and requirements:

- 8 1. This permit approves a parking lot in a residential district.
- 9 2. Before receiving building permits:
  - 10 a. The Permittee must submit a revised and acceptable site plan  
11 including five copies to the Planning Department.
  - 12 b. The construction plans must conform to the approved plans.
- 13 3. The site plan approved by this permit shall be the basis for all  
14 interpretations of setbacks, yards, locations of buildings, location of parking and circulation  
15 elements, and similar matters.
- 16 4. The terms, conditions, and requirements of this resolution shall be  
17 binding and obligatory upon the Permittee, its successors, and assigns. The building  
18 official shall report violations to the City Council which may revoke the special permit or  
19 take such other action as may be necessary to gain compliance.
- 20 5. The Permittee shall sign and return the City's letter of acceptance to  
21 the City Clerk within 30 days following approval of the special permit, provided, however,  
22 said 30-day period may be extended up to six months by administrative amendment. The  
23 City Clerk shall file a copy of the resolution approving the special permit and the letter of

1 acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the  
2 Permittee.

3 6. The site plan as approved with this resolution voids and supersedes  
4 all previously approved site plans, however, all resolutions approving previous permits  
5 remain in force unless specifically amended by this resolution.

Introduced by:

\_\_\_\_\_

Approved as to Form & Legality:

\_\_\_\_\_  
City Attorney

Approved this \_\_\_\_ day of \_\_\_\_\_, 2003:

\_\_\_\_\_  
Mayor